

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Joseph Burlingame III v NationsRent Inc**

Docket No. **284294**

L.C. No. **05-030686 NI**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal filed on March 17, 2008, is DISMISSED for lack of jurisdiction. An order dismissing a party without prejudice is not a final order under MCR 7.202(6)(a)(i). See *Detroit v Michigan*, 262 Mich App 542 (2004). None of the cases cited by appellant hold that an order dismissing a party without prejudice is a final order under MCR 7.202(6)(a)(i). Furthermore, with one exception, all of the cited cases were either decided or at least filed and jurisdictionally reviewed prior to the decision in *Detroit v Michigan*, *supra*. The exception, *Richfield Landfill Inc v State of Michigan*, unpublished opinion per curiam of the Court of Appeals issued October 27, 2005 (Docket No. 260850), is an unpublished opinion that involved an application for leave to appeal and not a claim of appeal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR - 9 2008

Date

*Sandra Schultz Mengel*

Chief Clerk